

1880/73 3

2875 (Wills)
Wm B + H.

1786/1 alb

Dated 26 - 14 19 61

SUPREME COURT
AUCKLAND
29 JUN 1973

Will of

ALICE MARIA WARREN

WYNYARD, WILSON & BAXTER &
Solicitors HETHERINGTON
AUCKLAND

LEADER 27047

This is the partly typed and partly written document now produced and shown to JOAN URSULA CONNELLY of Auckland Married Woman mentioned and referred to in her Affidavit to Lead Grant of Probate to herself and SELWYN NAPIER HETHERINGTON of Auckland Solicitor & executors sworn at Auckland this 11th day of JUNE 1973 before me :

J. Napier
A Solicitor of the Supreme Court of New Zealand

This is the last will and Testament

of me ALICE MARIA WARREN the Wife of WILLIAM JOHN WARREN of Auckland in New Zealand Agent I HEREBY REVOKE all former Wills and Testamentary writings heretofore at any time made by me and declare this to be my last Will and Testament I APPOINT my daughter JOAN URSULA CONNELLY Married Woman and SELWYN NAPIER HETHERINGTON of Auckland Solicitor (hereinafter referred to as "my Trustees") to be the Executors and Trustees of this my Will AND I GIVE DEVISE AND BEQUEATH the whole of my real and personal estate of what nature or kind soever and wheresoever situate of or to which I shall die seised possessed or otherwise entitled unto my Trustees to hold the same upon and subject to the trusts following that is to say:-

1. UPON TRUST to sell call in and convert into money the same with power nevertheless to my Trustees to postpone the sale calling in and conversion of any part or parts thereof for such time as my Trustees shall think fit without being responsible for any loss arising thereby and with and out of the moneys produced by such sale calling in and conversion and with and out of my ready moneys to pay all my just debts and all duties payable in respect of my estate under any statute in force in New Zealand.

2. UPON TRUST to pay to each of my sons AUSTIN CHARLES TIBBITS and JOHN MURRAY TIBBITS the sum of ONE THOUSAND POUNDS in cash.

3. TO hold all the rest and residue of my said estate not hereby otherwise disposed of UPON TRUST to pay and transfer the same to my daughter the said JOAN URSULA CONNELLY for her use and benefit absolutely.

4. I DIRECT that in case any child of mine shall predecease me leaving a child or children who shall survive me and attain the age of Twenty-one years then such child or children shall take and if more than one equally between them the share which his her or their parent would have taken under this my Will had such parent survived to take a vested interest hereunder.

5. PENDING the attaining of the age of Twenty-one years by any minor beneficiary expectantly or presumptively entitled hereunder I AUTHORISE my Trustees in their uncontrolled discretion to raise use and apply in or towards the education maintenance or advancement in life of such minor beneficiary the whole or any part of the income to arise from and/or the whole or any part of the capital moneys representing the expectant or presumptive share of such minor beneficiary hereunder AND FURTHER I AUTHORISE my Trustees to pay such moneys to the Guardian or Guardians for the time being of such minor beneficiary without being responsible for seeing to the application thereof.

6. PENDING the sale calling in and conversion of any part or parts of my said real and personal estate hereinbefore directed to be sold called in or converted into money I DIRECT

This is the partly typed and partly written document now produced and shown to SELWYN NAPIER HETHERINGTON of Auckland Solicitor mentioned and referred to in his Affidavit to Lead Grant of Probate to himself and JOAN URSULA CONNELLY of Auckland Married Woman as executors sworn at Auckland this 11th day of JUNE 1973 before me :-

J. Napier
A Solicitor of the Supreme Court of New Zealand

that my Trustees shall pay and apply the whole of the income. to arise from such part or parts of my said estate as shall . for the time being be not sold called in or converted into . money to the same persons and in the same manner to whom and. in which the same would have been payable or applicable under this my Will had such sale calling in and conversion actually been made.

IN WITNESS WHEREOF I have hereunto subscribed my name this 26th day of *April* One thousand nine hundred and Sixty-one. _____

Alice Maria Warren

SIGNED by the Testatrix the said ALICE MARIA WARREN as and for her last Will and Testament in the presence of us both being. present at the same time who at her request in her sight and. presence and in the sight and presence of each other have . hereunto subscribed our names as witnesses:-

Marwickinton

Laticini

Auckland,

E. J. Parker

Blank

Auckland.

P. No. 1880/73

IN THE SUPREME COURT OF NEW ZEALAND
=DISTRICT=
AUCKLAND REGISTRY.

In the Estate of ALICE MARIA WARREN

of Auckland, Married

Woman deceased.

EX PARTE

NOTICE OF MOTION FOR
PROBATE and AFFIDAVIT
TO LEAD GRANT

TAKE NOTICE that Mr S.G. Callender
Counsel/Solicitor for the applicant (s) will move
the Judge in Chambers for an order that Probate of
the will of the above-named
deceased be granted to JOAN URSULA
CONNELLY of Auckland, Married
Woman and SELWYN NAPIER
HETHERINGTON of Auckland
Solicitor.

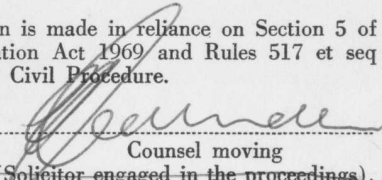
the execut ors therein named, UPON THE
GROUNDS appearing in the affidavit (s) filed herein.

DATED this 19th day of June 1973.

TO the Registrar of the Supreme Court
at Auckland.

CERTIFIED pursuant to the rules of Court to be
correct.

This application is made in reliance on Section 5 of
the Administration Act 1969 and Rules 517 et seq
of the Code of Civil Procedure.


Counsel moving
(Solicitor engaged in the proceedings).

MA 27.5.73
WD 26.4.61

GRANTED


REGISTRAR, AUCKLAND

31711973

5044 R

WYNWARD, WILSON & CO., N/C
SOLICITORS,
AUCKLAND.

AUCKLAND

IN THE SUPREME COURT OF NEW ZEALAND
DISTRICT=
AUCKLAND REGISTRY.

P. No.

In the Estate of ALICE MARIA WARREN of Auckland Married Woman
Deceased.

WE, JOAN URSULA CONNELLY of Auckland, Married Woman and SELWYN NAPIER HETHERINGTON of Auckland Solicitor, severally make oath and say as follows:

1. THAT we knew ALICE MARIA WARREN of Auckland,
of Married Woman now deceased,
when alive, and that the said ALICE MARIA WARREN
was resident or was domiciled at Auckland ~~within this Judicial District,~~
and that the nearest Registry Office of this Court to the place where the said
ALICE MARIA WARREN resided or was domiciled
is at Auckland.

~~2. That the said~~
~~died at~~ ~~on or about the~~ ~~day of~~
~~19~~ ~~as~~ ~~= able to depose from having =~~

2. ~~3.~~ THAT we believe the partly typed
and partly written document now produced, bearing date the 26th day of April
1961 to be the last will and testament of the said deceased and that we are
the executors therein named.

3. ~~4.~~ THAT we will faithfully execute the said will
by paying the debts and legacies of the said deceased so far as the property will
extend and the law binds and will whenever ordered so to do after the grant of
probate to us file in this Court and verify by affidavit a true full and perfect
inventory of all the estate effects and credits of the said deceased which shall have
come into our hands possession or knowledge and also a full distinct and
proper account of our execution of the said will which
shall set forth the dates and particulars of all receipts and disbursements and show
which of the same are in our opinion on account of capital and on
account of income respectively.

SWORN at Auckland by the said)
JOAN URSULA CONNELLY this 11th)
day of JUNE 1973 before)
me :-

A Solicitor of the Supreme Court of New Zealand

SWORN at Auckland by the said
SELWYN NAPIER HETHERINGTON
this 11th day of JUNE 1973,
before me :-

A Solicitor of the Supreme Court of New Zealand.

IN THE SUPREME COURT OF 2 NEW ZEALAND
AUCKLAND REGISTRY

P. No. 1886/73

IN THE ESTATE of ALICE MARIA
WARREN of Auckland
Married Woman,
Deceased.

AFFIDAVIT AS TO DEATH



WYNIARD, WILSON & CO.,
SOLICITORS,
AUCKLAND.

IN THE SUPREME COURT OF NEW ZEALAND
AUCKLAND REGISTRY

P. No. _____

IN THE ESTATE of ALICE MARIA . .
WARREN of Auckland .
Married Woman . .
Deceased.

I, JOAN URSULA CONNELLY of Auckland, Married Woman MAKE . .
OATH AND SAY as follows:-

J.H.B.
1. THAT I knew ALICE MARIA WARREN of Auckland Married . .
Woman now deceased, when alive, and that the said ALICE . .
MARIA WARREN was resident or was domiciled at Auckland . .
~~within this Judicial District,~~ and that the nearest Registry . .
office of this Court to the place where the said ALICE MARIA . .
WARREN resided or was domiciled is at Auckland.

2. THAT the said ALICE MARIA WARREN late of Auckland, . .
Married Woman died at Auckland on or about the 27th May . .
1973 as I am able to depose from having been present at her . .
funeral.

SWORN at Auckland by the said)
JOAN URSULA CONNELLY this)
14th day of JUNE 1973)
before me :-)

J. H. Connelly

[Signature]
A Solicitor of the Supreme Court of New Zealand

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PROBATE No. P.1880/73

IN THE SUPREME COURT OF NEW ZEALAND

=DISTRICT=

AUCKLAND REGISTRY.

In the Estate of ALICE MARIA WARREN

of Auckland,

Married Woman.

Deceased.

COPY PROBATE

Probate and copy will to

Stamp Duties Dept. / /

The Law Society of the District of Auckland
Penrose Print—18792(S)

WYNYARD, WILSON & CO.,
SOLICITORS
AUCKLAND.

~~DISTRICT~~
AUCKLAND REGISTRY.

IN THE ESTATE OF ALICE MARIA WARREN
of Auckland, Married
Woman

Deceased.

BE IT KNOWN TO ALL MEN that on this 3rd day of July 1973
the last will of ALICE MARIA WARREN of Auckland, Married Woman

deceased who died on or about the 27th day of May 1973 ,

a copy of which is hereunto annexed, has been exhibited read and proved in Chambers before Mr
Registrar Mulcahy at Auckland acting under Rule 426H
of the Code of Civil Procedure

AND administration of the estate effects and credits of the deceased has been and is
hereby granted to JOAN URSULA CONNELLY of Auckland, Married Woman
and SELWYN NAPIER HETHERINGTON of Auckland, Solicitor severally
the executors named in the above will

being first sworn faithfully to execute the said will by paying the
debts and legacies of the deceased so far as the property extends and the law binds
AND whenever ordered so to do to file in this Court and verify by Affidavit a true full
and perfect inventory of all the estate effects and credits of the deceased which shall
have come into ~~our~~ ^{their} hands possession or knowledge and also a full distinct and
proper account of ~~our~~ ^{their} execution of the will.

L.S.

GIVEN under the Seal of the
Supreme Court of New Zealand
at Auckland this 3rd
day of July 1973 .

M. DUNNE

DEPUTY REGISTRAR.

Certified true copy

Deputy Registrar

M. DUNNE

~~DISTRICT~~
AUCKLAND REGISTRY.

IN THE ESTATE OF ALICE MARIA WARREN
of Auckland, Married
Woman

Deceased.

BE IT KNOWN TO ALL MEN that on this 3rd day of July 1973
the last will of ALICE MARIA WARREN of Auckland, Married Woman

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debts and legacies of the deceased so far as the property extends and the law binds
AND whenever ordered so to do to file in this Court and verify by Affidavit a true full
and perfect inventory of all the estate effects and credits of the deceased which shall
have come into ~~our~~ ^{their} hands possession or knowledge and also a full distinct and
proper account of ~~our~~ ^{their} execution of the will.

GIVEN under the Seal of the

10-7-73

S.C. 6

DUTIES DIVISION, INLAND REVENUE DEPARTMENT

Nº 234304

RECEIVED from the Registrar, Supreme Court **AUCKLAND**
Probate/Letters of Administration/Order to Administer/Copy Will/Exemplification
in re A. M. WARREN

Dated this day of

INLAND REVENUE No. 1880/73

DUTIES DIVISION

19

11 JUL 1973

ORIGINAL—This copy to be signed by Duties Division and returned to Supreme Court.

Assistant Commissioner of
Stamp Duties.

250 bks./771—98592 W K